

JOURNAL

OFFICE OF LEGISLATIVE COUNSEL

Wednesday - 20 September 1972

1. (Unclassified - GLC) Talked with Frank Slatinshek, Chief Counsel, House Armed Services Committee, about the Congressional Record excerpt of 10 November 1971 which he had given to Mr. Maury which contained a lengthy statement by Representative H. Allen Smith (R., Calif.) on the rules of the House of Representatives on the issue of germane legislation. Slatinshek agreed with the position previously given to me by Mr. David Carper, of the House Legislative Counsel's office, on this subject and also pointed out that in the case of the Ervin bill Representative Celler could follow the precedent established by Representative Smith. This would mean that Celler could obtain a resolution from the Rules Committee which would waive points of order on this bill and also allow an amendment specifically exempting CIA and NSA.

25X1A 2. (Unclassified - GLC) I called Herb Hoffman, House Judiciary Committee staff, and mentioned that Frank Slatinshek had called our attention to the procedure instituted by Representative H. Allen Smith on the Military Procurement Authorization bill last year and I told Hoffman I would have  drop by his office today and leave him a copy of last year's floor discussion. Hoffman said he would be interested in looking at it.

Hoffman said the House/Senate conferees had met today but reached no agreement. They are scheduled to meet again next Monday. Hoffman is quite certain that both Senator Ervin and Representative Celler will remain adamant in their respective positions on the legislation and that ultimately Celler will report the bill to the House noting technical disagreement on the Ervin bill portion of the legislation. He said at this point Celler could make a motion that the House recede and accept the Senate version of the bill with an amendment providing specific exemptions for CIA and NSA.

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25X1A

4. (Confidential - JMM) [ ] General Counsel of NSA, and I met with Chairman Emanuel Celler, House Judiciary Committee, and Herb Hoffman, of the Committee staff, to explain our concern over the Ervin bill rider attached by the Senate to the House bill extending the life of the Civil Rights Commission. Mr. Celler seemed to grasp all of our arguments and said he was personally strongly opposed to the Senate rider but made clear that if it proved impossible to pass the Civil Rights Commission bill without this rider he would give precedence to the survival of the Civil Rights Commission. We left with Mr. Celler backup material which he promised to study this evening.

After our session with Mr. Celler, [ ] and I discussed the problem 25X1 further with Mr. Hoffman who said that in view of the possibility that the issue might eventually go to the floor it was important that we have some friends in the House alerted to proposing a floor amendment giving the Agency and NSA complete exemptions.

25X1A 5. (Confidential - JMM) Following the above meeting with Chairman Celler and Mr. Hoffman, [ ] and I reviewed our problem in detail with Frank Slatinshek, Chief Counsel, House Armed Services Committee. Slatinshek pointed out the extreme complexities in the parliamentary situation and provided us from his files a significant excerpt from the Congressional Record of 10 November 1971 establishing what he referred to as "an historically important precedent " covering parliamentary procedures for dealing with the kind of situation which confronts us.

Mr. Slatinshek said that if we thought it would be helpful, he would be happy to meet with Mr. Hoffman and give him the benefit of Slatinshek's understanding of parliamentary devices for dealing with our problem. We said that we would indeed take him up on this after we had examined the background material which Slatinshek gave us.

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5. (Unclassified - JGO) Met with Miss Mary Nesbit, Personal Secretary to Representative C. W. Bill Young (R., Fla.), and delivered the Agency response to Representative Young's inquiry concerning [REDACTED] STATOTHR  
[REDACTED] Miss Nesbit told me that Richard Nellius, the Administrative Assistant who is handling it, will be back on Monday and she will have him call if they need anything else.

STATOTHR

6. (Secret - JGO) Met with Frank Slatinshek, Chief Counsel, House Armed Services Committee, and received from him a set of letters from [REDACTED] to Chairman Hebert. Slatinshek merely passes these letters for information. No action is required.  
I briefed Mr. Slatinshek on the Complex H ICBM and the new cosmonaut facility at Star City.

7. (Internal Use Only - JGO) Met with Edie Johnson, House Armed Services Committee staff, who told me that H.R. 10204, to amend the National Security Act of 1947, which was introduced by Representative Mazzoli (D., Ky.) is cleared on the Committee calendar as having been referred to the Agency for a report. I told her that OMB had cleared our report on S. 2224, which is identical to H.R. 10204. We will therefore be reporting back to the Committee probably early in the week.

8. (Confidential - JGO) Talked to Jack Norpel, Senate Internal Security Subcommittee staff, several times during the day on a matter of interest to the Director of Security. See Office of Security's Memo for the Record.

9. (Internal Use Only - JGO) Met with Herb Hoffman, House Judiciary Committee staff, who told me that he talked to Chairman Celler's secretary this morning about the Director's letter requesting a meeting with the Chairman on H.R. 12652, the Ervin bill rider to the Civil Rights Commission bill. Hoffman told me the Chairman will not be here on Monday due to the religious holidays and that there is a Committee meeting Tuesday morning so an attempt will be made to set up a meeting for the Director Tuesday afternoon since a meeting with the Senate conferees is tentatively scheduled for Wednesday morning at 10:30. Mr. Hoffman said that he would arrange the meeting for Mr. Maury instead of the Director if this is agreeable with the Chairman. Hoffman will be back in touch as soon as he has any word from Celler's secretary. Hoffman also told me that he has the Committee responsibility now on the revision of the criminal code. I made a tentative date for Agency representatives to meet with him later in the year after the press of other Committee business slacks off.

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5. (Confidential - JMM) [ ] and I met with Representative William M. McCulloch (R., Ohio), one of the House conferees on the bill to extend the Civil Rights Commission which contains the old "Ervin bill" as an amendment. We explained our problems and got a favorable reception. Mr. McCulloch questioned us closely on how tightly we guarded information developed during our personnel investigations. I assured him that in no case had it ever been shared outside the Agency or even with anyone in the Agency who did not have a direct "need to know." This seemed to satisfy him. He made no commitment but gave the impression of being willing to support an exemption for the Agency. I left with him backup material spelling out the reasons for our request for an exemption. 25X1A

6. (Confidential - JMM) Met with Frank Slatinshek, Chief Counsel, House Armed Services Committee, whom I briefed on facts behind yesterday's Joe Alsop story about the Sino-Soviet military situation and the Tad Szulc story in the Times about "two year" Agency estimates regarding Vietnam.

Slatinshek commented that as the result of our informal briefings of the Nedzi Subcommittee we were building up substantial credibility. 25X1D

8. (Secret - JMM) Met with Senator Milton Young whom I briefed on recent developments regarding upcoming Soviet space events, sea trials of an advanced submarine, an upcoming Chinese nuclear test, misleading info in yesterday's Joe Alsop story, and the Agency's reporting record on the Arab terrorists.

Young said Chairman McClellan was moving slowly but planned to dig deeply into intelligence matters when he could get around to it as Chairman of the Appropriations Committee. I reminded Young that McClellan was a conferee on the House legislation to which the old Ervin bill had been attached as a rider, and I asked Young to impress upon McClellan the very serious problems this bill would create for the Agency. He assured me he would do so.

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